

1 MARYLAND BOARD OF NURSING

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5 OPEN SESSION

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9 The Maryland Board of Nursing board meeting was  
10 held on Wednesday, February 22, 2023, at 4140 Patterson  
11 Avenue, Baltimore, Maryland 21215, commencing at 9:22  
12 a.m. before Jeffrey Elam , Notary Public in and for the  
13 State of Maryland.

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20 REPORTED BY: Jeffrey Elam, Notary Public

21 AUDIO RECORDING TRANSCRIBED BY: Edward Bullock, DCR

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3 APPEARANCES:

4 MICHAEL CONTI, Assistant Attorney General

5 KATHERINE CUMMINGS, Assistant Attorney General

6 Office of the Attorney General

7 State of Maryland

8 Department of Health &amp; Mental Hygiene

9 300 West Preston Street

10 Baltimore, Maryland 21201

11 410-767-3201

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3 BOARD MEMBER APPEARANCES:  
4 JACQUELINE HILL, RN Member, Chairperson  
5 M. DAWNE HAYWARD, RN Member  
6 AUDREY CASSIDY, Consumer Member  
7 SUSAN STEINBERG, Consumer Member  
8 SUSAN LYONS, APRN Member  
9 ROBIN HILL, RN Member, LPN Educator  
10 HEATHER WESTERFIELD, RN Member (via telephone)  
11 CHRISTINE LECHLITER, RN Member  
12 CHARLENE HARROD-OWUAMANA, LPN Member (via telephone)  
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3 ALSO PRESENT:

4 KAREN E.B. EVANS, Executive Director

5 RHONDA SCOTT, Deputy Director

6 MONICA MENTZER, Manager, Practice

7 IMAN FARID, Health Policy Analyst (via telephone)

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10 AUDIENCE MEMBERS:

11 TIJUANA GRIFFIN, Washington Adventist University

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1 C O N T E N T S

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3	SECTION	DESCRIPTION	PAGE
4	No. 1.....	Call to Order/Roll Call/Updates.	6&45
5	No. 2.....	Approval of Consent Agenda.	8
6	No. 3.....	Discussion of Items Removed	
7		From the Consent Agenda.	N/A
8	No. 4.....	Education.	9
9	No. 5.....	Certifications. N/A	
10	No. 6.....	Licensure and Advanced Practice.	N/A
11	No. 7.....	Legislative Affairs.	22
12	No. 8.....	Direct Entry Midwives and Electrology.	37
13	No. 9.....	Quarterly Reports.	N/A
14	No.10.....	Other Matters.	46

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1 P R O C E E D I N G S

2 CHAIR HILL: Good morning. I am calling the  
3 February, 2023 Board meeting to order. I'm Dr.  
4 Jacqueline Hill. I am the designee in Mr. Gary Hicks'  
5 absence. I will be presiding this morning.

6 We are going to start with the roll call of the  
7 ones who are in the room, first, to my left.

8 MS. LECHLITER: Christine Lechlitter, nurse  
9 administrator member.

10 MS. CASSIDY: Audrey Cassidy, consumer member.

11 MS. HAYWARD: Dawne Hayward, RN member.

12 MS. LYONS: Susan Lyons, RN member, advanced  
13 practice nursing.

14 MS. STEINBERG: Susan Steinberg, consumer  
15 member.

16 MS. ROBIN HILL: Dr. Robin Hill, RN member,  
17 practical nursing educator member.

18 CHAIR HILL: Those on the call? Board members  
19 on the call?

20 MS. WESTERFIELD: Dr. Heather Westerfield, RN  
21 member.

1 MS. HARROD-OWUAMANA: Charlene  
2 Harrod-Owuamana, LPN member.  
3 CHAIR HILL: Is Ann Turner on the call?  
4 (No response)  
5 MR. CONTI: She will be here for the Closed  
6 Session.  
7 MS. EVANS: She's coming in for the Closed  
8 Session.  
9 CHAIR HILL: All right. So, do we have a  
10 quorum?  
11 MS. EVANS: Yes.  
12 CHAIR HILL: All right. Updates, Ms. Evans?  
13 MS. EVANS: Good morning, everyone.  
14 ALL: Good morning.  
15 MS. EVANS: As far as Updates, Lookup a License  
16 is back. It was down for about a  
17 day-and-a-half, but it went back up yesterday at 12:00.  
18 I really don't have any further updates at this time, so  
19 we can proceed.  
20 Oh, I do have one question. I do have one  
21 thing, Madame Chair, I would like to add to the Education

1 section. I sent it to the Board members this morning.  
2 It's concerning IELTS online. That's an English Language  
3 Proficiency exam. So, if I can add 3 to Education.

4 CHAIR HILL: Okay.

5 MS. EVANS: That's it.

6 CHAIR HILL: I would like a motion to approve  
7 the Consent Agenda.

8 MS. LYONS: So moved. Lyons.

9 MS. LECHLITER: Second. Lechlitter.

10 CHAIR HILL: It's been moved that the Consent  
11 Agenda has been approved.

12 All in favor say, aye.

13 ALL: Aye.

14 CHAIR HILL: Those opposed, nay.

15 (No oppositions)

16 CHAIR HILL: Any abstentions?

17 (No abstentions)

18 CHAIR HILL: Okay. So, we will move onto  
19 Education. Ms. Evans?

20 MS. EVANS: Everyone, I would like to first  
21 speak on A, which is the USDOE update. So, we had



1 completed our compliance report and we have submitted it.  
2 We are going to NASIQI next Wednesday. We are on the  
3 Consent Agenda. So, that's positive that our compliance  
4 report has been approved and will have the final insert  
5 next Wednesday.

6 We, also, on February 3rd, for our new renewal,  
7 we submitted all the documentation - the five years of  
8 the curriculum, right? So, we submitted out next one for  
9 renewal on February 3rd, and we will await any comments  
10 from USDOE concerning that matter.

11 The next item is ten schools, who three were on  
12 the FBI list. And the other schools, we received an  
13 email from Florida stating that these schools were found  
14 not substantially equivalent in Florida. I am bringing  
15 to the Board to find these schools not substantially  
16 equivalent for Maryland. We will add them to our "not  
17 approved" list. So, all the data you should have  
18 received.

19 I need to do each one separately, correct?

20 MR. CONTI: Yes.

21 MS. ROBIN HILL: Where would that data be?

1                   MS. EVANS: You should have received an email  
2     from Joe. The FBI, you should have received already.

3                   MS. ROBIN HILL: I did not receive any.

4                   MS. EVANS: Okay. So, give me a second.

5                   (Whereupon, Ms. Evans resent emails with the  
6     data to the Board members.)

7                   MS. EVANS: So, all the data that was given to  
8     this Board from the federal agency was a list of schools  
9     that were in affidavits, so I sent that to you as well.  
10    And, I also sent it, email-wise, about the IELTS. So,  
11    you should have all three.

12                  CHAIR HILL: I don't have it.

13                  MS. EVANS: You didn't get it? Anyone else who  
14    has not received it?

15                  CHAIR HILL: Any Board members on the call who  
16    have not received it?

17                  MS. WESTERFIELD: I've received it.

18                  CHAIR HILL: Thank you.

19                  MS. EVANS: So, here are the schools from  
20    Florida.

21                  (Whereupon, there was cross-talk among members

1 and staff concerning the emails that were resent.)

2 MS. EVANS: Is everyone good?

3 ALL: Yes.

4 MS. EVANS: So, getting back to each of these  
5 schools, we will do each one individually.

6 So, the first school is Carleen Health  
7 Institute of South Florida - West Palm Beach. We are  
8 requesting that this school be found not substantially  
9 equivalent to Maryland schools.

10 CHAIR HILL: Any discussion?

11 (No discussion posed)

12 CHAIR HILL: I will entertain a motion for  
13 approval.

14 MS. CASSIDY: So moved. Cassidy.

15 MS. ROBIN HILL: Second. Dr. Robin Hill.

16 CHAIR HILL: Cassidy and Dr. Robin Hill. All  
17 in favor say, aye.

18 ALL: Aye.

19 CHAIR HILL: Anybody opposed?

20 (No oppositions)

21 CHAIR HILL: The motion passed to approve

1 Carleen Health Institute of West Palm Beach to not be a  
2 substantially equivalent school.

3 MS. EVANS: The next school is Med Life  
4 Institute - Lauderdale Lakes. The request is to find  
5 that school not substantially equivalent to Maryland  
6 schools.

7 Any questions?

8 (No questions posed)

9 CHAIR HILL: Okay. A motion for approval?

10 MS. ROBIN HILL: So moved. Dr. Robin Hill.

11 MS. WESTERFIELD: Second. Westerfield.

12 CHAIR HILL: So, it's been moved by Dr. Robin  
13 Hill, and a second by Dr. Westerfield.

14 All in favor say, aye.

15 ALL: Aye.

16 CHAIR HILL: Any oppositions? Nay?

17 (No oppositions)

18 CHAIR HILL: Any abstentions?

19 (No abstentions)

20 CHAIR HILL: Okay. So, the motion to not to  
21 approve Med Life Institute - Lauderdale Lakes as a not

1 substantially equivalent school has been approved.

2 MS. EVANS: The next school is Myrielle School  
3 of Nursing - Palm Springs. And the request is to find  
4 this school not substantially equivalent.

5 CHAIR HILL: Any discussion?

6 (No discussion posed)

7 CHAIR HILL: Motion?

8 MS. CASSIDY: So moved. Cassidy.

9 MS. LECHLITER: Second. Lechlitter.

10 CHAIR HILL: So, it has been moved by Cassidy  
11 and Lechlitter. Thank you. All in favor say, aye.

12 ALL: Aye.

13 CHAIR HILL: All opposed say, nay.

14 (No oppositions)

15 CHAIR HILL: Any abstentions?

16 (No abstentions)

17 CHAIR HILL: So, that motion passed that  
18 Myrielle School of Nursing at Palm Springs to not be  
19 substantially equivalent as a school.

20 MS. EVANS: Thank you. The next school is  
21 Nursing Bridges Institute - Pensacola. The

1 recommendation is to find that this school is not  
2 substantially equivalent to Maryland schools.

3 CHAIR HILL: Any questions?

4 (No questions posed)

5 CHAIR HILL: I will entertain a motion.

6 MS. ROBIN HILL: So moved. Dr. Robin Hill.

7 MS. LYONS: Second. Lyons.

8 CHAIR HILL: So, it's been moved that Nursing  
9 Bridges Institute of Pensacola to not be a substantially  
10 equivalent school.

11 All in favor?

12 ALL: Aye.

13 CHAIR HILL: Opposed?

14 (No oppositions)

15 CHAIR HILL: Any abstentions?

16 (No abstentions)

17 CHAIR HILL: Okay.

18 MS. EVANS: The next one is Palm Beach  
19 International College in Lake Worth, Florida. The  
20 recommendation is to find that this school is not  
21 substantially equivalent to Maryland schools.

1 CHAIR HILL: Any questions?

2 (No questions posed)

3 CHAIR HILL: I will entertain a motion.

4 MS. CASSIDY: So moved. Cassidy.

5 MS. STEINBERG: Second. Steinberg.

6 CHAIR HILL: It has been moved and seconded  
7 that Palm Beach International College of Lake Worth not  
8 be substantially equivalent as a school.

9 All in favor?

10 ALL: Aye.

11 CHAIR HILL: Opposed?

12 (No oppositions)

13 CHAIR HILL: Any abstentions?

14 (No abstentions)

15 CHAIR HILL: Motion passed.

16 MS. EVANS: The next school is Suncoast College  
17 of Health - Bradenton, Florida. The request is to find  
18 that this school is not substantially equivalent to  
19 Maryland schools.

20 CHAIR HILL: And that's in Florida, you say?

21 MS. EVANS: Yes.

1 CHAIR HILL: Any questions?

2 (No questions posed)

3 CHAIR HILL: Motion for approval?

4 MS. STEINBERG: So moved. Steinberg.

5 MS. CASSIDY: Second. Cassidy.

6 CHAIR HILL: All in favor say, aye.

7 ALL: Aye.

8 CHAIR HILL: Opposed?

9 (No oppositions)

10 CHAIR HILL: Any abstentions?

11 (No abstentions)

12 CHAIR HILL: So, it has been moved and seconded  
13 that Suncoast College of Health at Bradenton, Florida be  
14 approved as not a substantially equivalent school.

15 MS. EVANS: The next school is Techni-Pro  
16 Institute, LLC - Boca Raton, Florida. The recommendation  
17 is to find that Techni-Pro Institute, LLC is found not  
18 substantially equivalent to Maryland Schools.

19 CHAIR HILL: Any questions?

20 (No questions posed)

21 CHAIR HILL: Motion for approval?



1 MS. STEINBERG: So moved. Steinberg.

2 MS. CASSIDY: Second. Cassidy.

3 CHAIR HILL: All in favor?

4 ALL: Aye.

5 CHAIR HILL: Opposed?

6 (No oppositions)

7 CHAIR HILL: Abstentions?

8 (No abstentions)

9 CHAIR HILL: So, the motion for Techni-Pro

10 Institute, LLC - Boca Raton, Florida to not be considered

11 a substantially equivalent school.

12 MS. EVANS: The next one is Siena College -

13 Broward County. The request is to find that this college

14 is not substantially equivalent to Maryland schools.

15 CHAIR HILL: Any questions?

16 (No questions posed)

17 CHAIR HILL: Motion for approval?

18 MS. CASSIDY: Cassidy.

19 MS. LECHLITER: Lechlitter.

20 CHAIR HILL: All in favor?

21 ALL: Aye.

1 CHAIR HILL: All in opposition?

2 (No oppositions)

3 CHAIR HILL: Any abstentions?

4 (No abstentions)

5 CHAIR HILL: So, the motion passed for Siena  
6 College in Broward County to not be a substantially  
7 equivalent school.

8 MS. EVANS: The next school is Palm Beach  
9 School of Nursing - Palm Beach. The recommendation is to  
10 find that Palm Beach School of Nursing - Palm Beach is  
11 not substantially equivalent to Maryland Schools.

12 CHAIR HILL: Any questions?

13 (No questions posed)

14 CHAIR HILL: I will entertain a motion.

15 MS. CASSIDY: So moved. Cassidy.

16 MS. ROBIN HILL: Second. Dr. Robin Hill.

17 CHAIR HILL: All in favor?

18 ALL: Aye.

19 CHAIR HILL: Opposed?

20 (No oppositions)

21 CHAIR HILL: Abstained?

1 (No abstentions)

2 CHAIR HILL: So, the motion passed that Palm  
3 Beach School of Nursing at Palm Beach is not a  
4 substantially equivalent school to Maryland.

5 MS. EVANS: The last one is Sacred Heart  
6 International Institute - Broward County. The  
7 recommendation is to find that it is not substantially  
8 equivalent to Maryland schools.

9 CHAIR HILL: Any questions?

10 (No questions posed)

11 CHAIR HILL: I will entertain a motion.

12 MS. STEINBERG: So moved. Steinberg.

13 MS. CASSIDY: Second. Cassidy.

14 CHAIR HILL: All in favor?

15 ALL: Aye.

16 CHAIR HILL: Opposed?

17 (No oppositions)

18 CHAIR HILL: So, the motion passed that Sacred  
19 Heart International Institute at Broward County is not  
20 considered substantially equivalent to Maryland schools.

21 MS. EVANS: Thank you. The next on my list is

1 IELTS Online. That's an English Language Proficiency  
2 exam. Currently, individuals will need to go in person,  
3 and I would like the Board to approve for this English  
4 Language Proficiency exam to be done online. From the  
5 first time we had this conversation, about three years  
6 ago, they have really improved the security piece of this  
7 online program. It doesn't change anything as far as  
8 content as far as the paper to computer. It provides  
9 human and AI navigation, which is features such as  
10 multiple ID checks for identity authenticity. They have  
11 online proctors that are highly trained by IELTS to  
12 further reduces risks in the online testing. The  
13 platform enables the test taker to take all four sections  
14 of the test within the same integrated system. The  
15 online results will be on the same IELTS result service  
16 making it easier for organizations to review the scores.  
17 And online users will have live face-to-face speaking  
18 tests with an examiner to ensure academic integrity and  
19 reduce the likelihood of malpractice and contract  
20 cheating.

21 So, I would like to recommend that the Board

1 allows anyone that needs to take the English Language  
2 Proficiency exam to be able to take IELTS not only on  
3 paper but online as well.

4 Are there any questions concerning what I've  
5 just stated that I can clarify?

6 CHAIR HILL: So, before it was just in person,  
7 and now you want to add online?

8 MS. EVANS: Yes. They've really done a great  
9 job with all the proctoring. It is much better than it  
10 was three years ago.

11 CHAIR HILL: Okay. Would anyone like to make a  
12 motion to offer the IELTS exam online as well as in  
13 person?

14 MS. ROBIN HILL: So moved. Dr. Robin Hill.

15 MS. LECHLITER: Second. Lechlitter.

16 CHAIR HILL: All in favor?

17 ALL: Aye.

18 CHAIR HILL: Anybody opposed?

19 (No oppositions)

20 CHAIR HILL: Abstentions?

21 (No abstentions)

1           CHAIR HILL: The motion passed. So, next items  
2 on the agenda, Items 5 and 6, there are no reports. So,  
3 we are going to move onto the Legislative Affairs with  
4 Iman.

5           Iman, are you on the line?

6           MS. FARID: Yes, I am here. Can you hear me?

7           CHAIR HILL: Yes, loud and clear. Thank you.

8           MS. FARID: Terrific. Good morning, everyone,  
9 and happy Wednesday. We have two items to discuss this  
10 morning. I will start with Item 7A. This memorandum  
11 provides a list of bills assigned to the Board for review  
12 from the week of January 30, 2023 through the week of  
13 February 22, 2023.

14           The first bill we have is House Bill 196,  
15 cross-filed with Senate Bill 78, titled, Health  
16 Occupations - Service Members, Veterans, and Military  
17 Spouses - Temporary Licensure, Certification,  
18 Registration, and Permitting.

19           This bill requires health occupations boards to  
20 issue and expedited temporary license, certificate, or  
21 permit to a service member, veteran, or military spouse

1    who meets certain requirements; requires each health  
2    board to include a check-off box prominently on an  
3    application form; and finally, this bill requires the  
4    Maryland Department of Health to publish information on  
5    its website.

6               The Board submitted a Letter of Information  
7    with Amendments.

8               House Bill 266 - Public and Nonpublic Schools -  
9    Bronchodilator and Epinephrine Availability and Use -  
10   Policies. This bill requires each county board of  
11   education and authorizes non-public schools to establish  
12   a policy to obtain, administer, and train school nurses  
13   and other school personnel to administer in emergency  
14   situations bronchodilators to a student who is determined  
15   to have asthma and is experiencing  
16   asthma- related symptoms or is perceived to be in  
17   respiratory distress; this bill also requires each county  
18   board to update their policies to require school nurse  
19   and other school personnel to complete training before  
20   they are authorized to administer  
21   auto-injectable epinephrine to a student; and requires

1 the State Department of Education to develop training for  
2 School personnel to identify symptoms of anaphylaxis,  
3 asthma, or respiratory distress.

4 The Board submitted a Letter of Opposition.

5 House Bill 278, cross-filed with Senate Bill  
6 213: Health Occupations - Clinical Nurse Specialists -  
7 Prescribing. This bill alters the definition of  
8 "clinical nurse specialist" and "practice as a clinical  
9 nurse specialist" for the purpose of authorizing clinical  
10 nurse specialists to prescribe drugs and durable medical  
11 equipment; this bill also alters the definition of  
12 "authorized prescriber" for the purposes of the Maryland  
13 Pharmacy Act; and authorizes a licensed physician to  
14 personally prepare and dispense a prescription written by  
15 a clinical nurse specialist.

16 The Board submitted a Letter of Support with  
17 Amendments.

18 House Bill 352, cross-filed with Senate Bill  
19 376: Health Occupations - Licensed Direct Entry Midwives  
20 - Previous Cesarean Section. This bill allows a licensed  
21 direct entry midwife to assume or take responsibility for



1 a client who had a previous cesarean section; alters the  
2 required contents of a certain informed consent  
3 agreement; and requires the Board of Nursing, in  
4 consultation with certain stakeholders, to develop a  
5 transport protocol for clients who had a previous  
6 cesarean section.

7 The Board submitted a Letter of Support with  
8 Amendments.

9 House Bill 453, cross-filed with Senate Bill  
10 375: State Board of Physicians - Inactive and Emeritus  
11 Status. This bill authorizes the Board of Physicians to  
12 place a licensee on emeritus status; requires the Board  
13 to reinstate the license of an individual who is on  
14 inactive or emeritus status; exempts licensees who are on  
15 inactive or emeritus status from continuing medical  
16 education requirements; repeals the requirement that the  
17 Board of Physicians issue a license to an individual who  
18 is on inactive status; prohibits licensees who are on  
19 inactive or emeritus status from practicing, attempting,  
20 offering to practice, medicine, or delegate medical acts;  
21 and finally, it exempts licensees who are on emeritus

1 status from the prohibition on persons using certain  
2 words or terms with the intent to represent that the  
3 person practices medicine.

4 The Board submitted No Position.

5 House Bill 454, cross-filed with Senate Bill  
6 187: Health Occupations - Licenses, Certificates, and  
7 Registrations - Immigrants. This bill prohibits a health  
8 occupations board from denying a license or certificate  
9 to an immigrant, if the individual meets certain  
10 requirements; and requires each applicant to disclose the  
11 social security number or individual taxpayer  
12 identification number.

13 The Board submitted a Joint Letter of Support  
14 with Amendments.

15 House Bill 475, cross-filed with Senate Bill  
16 439: Advanced Practice Registered Nurse (APRN) Compact.  
17 This bill enrolls the State of Maryland into the Advanced  
18 Practice Registered Nurse Compact; establishes criteria  
19 for participating states; authorizes an APRN to practice  
20 in a party state under certain scope of practice rules;  
21 establishes the Interstate Commission of APRN Compact

1 Administrators; requires the Compact Administrator of the  
2 state to make certain recommendations on the formation of  
3 the Commission; and provide for the amendment of and  
4 withdrawal of from the Compact.

5           The Board submitted a Letter of Support.

6           House Bill 532, cross-filed with Senate Bill  
7 370: Certified Nursing Assistants - Licensing  
8 Requirements and Administrative Updates. This bill  
9 requires a certified nursing assistant to complete an  
10 approved nursing assistant training program meeting  
11 certain requirements; this bill also requires the State  
12 Board of Nursing to provide certain notifications to  
13 geriatric nursing assistants and nursing homes regarding  
14 certain provisions of the NPA; and requires the Board to  
15 update the title of geriatric nursing assistants on the  
16 renewal of a license.

17           The Board submitted a Letter of Support with  
18 Amendments.

19           House Bill 570: Public Health - Prescription  
20 Opioids - Deactivation System. This bill prohibits the  
21 dispensing of prescription opioids unless the dispenser

1 provides a personal use pharmaceutical disposal system to  
2 the ultimate user at no cost; and authorizes the  
3 Department of Health to provide personal use  
4 pharmaceutical disposal systems to certain pharmacies.

5 The Board took No Position.

6 House Bill 611: State Board of Nursing -  
7 Sunset Extension, Licensure Exceptions, and Board  
8 Operations and Membership. This bill extends to a  
9 certain date the termination provisions relating to the  
10 statutory and regulatory authority of the State Board of  
11 Nursing; alters the exceptions to the registered nursing  
12 and licensed practical nursing licensure requirements;  
13 provides that the Secretary of Health, for a certain  
14 period of time, has authority over the infrastructure  
15 operations of the Board; prohibits the Board of Nursing  
16 Fund from being used to pay for infrastructure operations  
17 for a certain period of time; requires the Board to hire  
18 a certain consultant to conduct an independent  
19 evaluation; and requires that the terms of certain  
20 members of the Board end on certain dates.

21 The Board's first meeting, the Board submitted

1 a Letter of Concern. There were a few changes made to  
2 the bill. So, for a third meeting the Board will submit  
3 a Letter of Information.

4 House Bill 634, cross-filed with Senate Bill  
5 602: Pubic Health - Sale of Diet Pills to Minors -  
6 Prohibition (Protecting Teenagers from Unregulated Diet  
7 Pills). This bill establishes prohibitions and  
8 requirements regarding the sale of diet pills to  
9 individuals under a certain age; requires the Department  
10 of Health to develop a notice with information about the  
11 potential risks of diet pills; and authorize the  
12 Department to establish limitations on which diet pills  
13 are subject to the provisions of this Act.

14 The Board took No Position.

15 House Bill 703, cross-filed with Senate Bill  
16 584: Public Health - Parkinson's Disease Registry -  
17 Established. This bill establishes a Parkinson's Disease  
18 Registry in the Department of Health; requires the  
19 Department to share certain information in the registry  
20 with certain entities under certain conditions; provides  
21 for the confidentiality of information collected; and

1 requires the Department to maintain a record of  
2 individuals granted access to confidential information in  
3 the Registry.

4 The Board took No Position.

5 House Bill 717, cross-filed with Senate Bill  
6 772: State Board of Nursing - Peer Advisory Committees,  
7 Scopes of Practice, and Licensure Requirements. This  
8 bill authorizes the State Board of Nursing to appoint  
9 peer advisory committees to provide advice related to  
10 midwifery; authorizes nurse midwives and licensed  
11 certified midwives to personally prepare and dispense a  
12 starter dosage of certain drugs; authorizes nurse  
13 midwives and licensed certified midwives to delegate  
14 certain tasks to certified medication technicians and  
15 certified nursing assistants; alters the exception so the  
16 certified midwifery licensure requirement and the  
17 qualifications required for a license; and finally,  
18 required the Department of Health, in consulting with  
19 stakeholders, to develop recommendations to expand access  
20 to birth series in birth centers.

21 The Board submitted a Letter of Information

1 with Amendments.

2                   House Bill 344: Income Tax - Caregiver Tax  
3 Credit. This bill allows caregivers a credit against the  
4 state income tax for certain qualified expenses paid or  
5 incurred during a taxable year to provide care or support  
6 to certain qualified family members.

7                   The Board took No Position.

8                   House Bill 378: Public Health - Vaccinations -  
9 Minor Consent. This bill states that a minor at least  
10 fourteen years old has the same capacity as an adult to  
11 consent to vaccination; authorizes minor under a certain  
12 age to consent to vaccination; and states that the  
13 capacity to consent does not include the capacity to  
14 refuse vaccination for which a parent or guardian has  
15 given consent.

16                   The Board took No Position.

17                   Senate Bill 413: Apprenticeship 2030  
18 Commission. This bill establishes the Apprenticeship  
19 2030 Commission to examine and make recommendations to  
20 expand access to apprenticeships to reduce skill  
21 shortages in high-demand occupations and provide

1     affordable training for career pathways for young people  
2     to participate in apprenticeships.

3                 The Board submitted a Letter of Information  
4     with Amendments.

5                 Senate Bill 534: Preserve Telehealth Access  
6     Act of 2023. This bill extends to a certain date the  
7     inclusion of audio-only telephone conversations under the  
8     definition of "telehealth" for the purpose of  
9     reimbursement and coverage of telehealth by the Maryland  
10    Medical Assistance Program and certain insurance  
11    agencies; and extends to a certain date of requirements  
12    on the Program and certain insurance agencies to provide  
13    reimbursement for healthcare services provided through  
14    telehealth on a certain basis and at a certain rate.

15                The Board took No Position.

16                And finally, Senate Bill 729: State Board of  
17    Nursing - Sunset Extension. This bill continues the  
18    State Board of Nursing in accordance with the provisions  
19    of the Maryland Program Evaluation Act, or sunset law, by  
20    extending to a certain date the termination provisions  
21    relating to the statutory and regulatory authority of the



1 Board.

2 The Board will submit a Letter of Support, and  
3 will testify favorably.

4 With that, I would be happy to take any  
5 questions you may have.

6 CHAIR HILL: Iman, I just have one correction  
7 on House Bill 717, cross-filed with Senate Bill 772. The  
8 Board did a Letter of Support, not a Letter of  
9 Information.

10 MS. FARID: Oh, my apologies. Yes, a Letter of  
11 Support with Amendments.

12 CHAIR HILL: Thank you, Iman.

13 MS. CASSIDY: Iman, this is Audrey Cassidy. I  
14 noticed yesterday, because I've been watching House Bill  
15 611, that it went to the third reader and is not going to  
16 the Senate. I just wanted to make sure I didn't miss  
17 something when I read that. And that you sent a Letter  
18 of Information for the third reading, or a Letter of  
19 Concern, or whatever.

20 MS. FARID: Yes, you are correct. So, House  
21 Bill 611 is now assigned to the Senate Finance Committee.

1 The hearing date in the Senate has not yet been  
2 scheduled, but when it will be scheduled the Board will  
3 present a Letter of Information.

4 I apologize, the information that is in the  
5 document has not been updated because I submitted it last  
6 week.

7 MS. CASSIDY: No problem. It's a moving  
8 target. I just wanted to make sure I didn't misread  
9 something. So, I appreciate it.

10 MS. FARID: Certainly, of course.

11 CHAIR HILL: Any other questions?

12 (No questions posed)

13 CHAIR HILL: I will entertain a motion to  
14 approve or ratify the report.

15 MS. LECHLITER: So moved. Lechlitter.

16 MS. CASSIDY: Second. Cassidy.

17 CHAIR HILL: All in favor?

18 ALL: Aye.

19 CHAIR HILL: Anybody opposed?

20 (No oppositions)

21 CHAIR HILL: Any abstentions?

1 (No abstentions)

2 CHAIR HILL: So, the motion to approve or  
3 ratify the report has been approved.

4 Iman, next item.

5 MS. FARID: Yes. So, I just wanted to note  
6 that Item 7B has been tabled, so we will be jumping down  
7 to Item 7C. These are amendments to the criminal history  
8 record checks regulations updates, two regulations,  
9 specifically COMAR 10.27.01.13 and 10.30.01.07. These  
10 are both amendments in which applicants applying for a  
11 license or certificate renewal must complete their  
12 criminal history records check.

13 You will find in this document that the text in  
14 blue is italicized is a new addition. You will find that  
15 it now extends from 2022 through 2023, and that there are  
16 two birth months that must submit to a criminal history  
17 record check every year.

18 Are there any questions related to these  
19 regulations and amendments?

20 CHAIR HILL: So, is 2022 to 2033, April and  
21 May, Iman?

1 MS. FARID: Yes, 2022 to 2033.

2 CHAIR HILL: Any other questions?

3 (No questions posed)

4 CHAIR HILL: A motion to approve the amendments  
5 to COMAR 10.27.01 and 10.39.01?

6 MS. STEINBERG: So moved. Steinberg.

7 MS. LECHLITER: Second. Lechlitter.

8 CHAIR HILL: All in favor?

9 ALL: Aye.

10 CHAIR HILL: All opposed?

11 (No oppositions)

12 CHAIR HILL: Any abstentions?

13 (No abstentions)

14 CHAIR HILL: The motion passed. Thank you,  
15 Iman.

16 MS. FARID: Thank you so much.

17 CHAIR HILL: Next we have Direct-Entry  
18 Midwives and Electrology. Monica Mentzer?

19 MS. MENTZER: Good morning. We are going to  
20 start with 8A. This is a request to the Board to approve  
21 the document, Individual Transfer Care Plan template, to

1 be made available to the licensed  
2 direct-entry midwives as a resource for licensed  
3 direct-entry midwives practicing in Maryland to be  
4 knowledgeable of the requirements in Annotated Code of  
5 Maryland, Health Occupations Article, Title 8, Subtitle  
6 6C, Section 8-6C-08: Written Plan for Emergency Transfer  
7 and Transport of Patients and Newborns.

8 The Direct-Entry Midwifery Advisory Committee  
9 requests to the Board to approve the document.

10 CHAIR HILL: Any questions?

11 (No questions posed)

12 CHAIR HILL: Motion for approval?

13 MS. LYONS: So moved. Lyons.

14 MS. STEINBERG: Second. Steinberg.

15 CHAIR HILL: All in favor?

16 ALL: Aye.

17 CHAIR HILL: In opposition?

18 (No oppositions)

19 CHAIR HILL: Any abstentions?

20 (No abstentions)

21 CHAIR HILL: So, the motion to pass approved

1 for the individual transfer of care plan template for  
2 licensed direct-entry midwives.

3 MS. MENTZER: Yes, thank you.

4 CHAIR HILL: You're welcome.

5 MS. MENTZER: Moving on to 8B. The Maryland  
6 Board of Nursing Electrology Practice Committee requests  
7 to the Board to approve an updated document, electrology  
8 clinical examination to be administered to applicants  
9 seeking initial licensure to practice electrology in  
10 Maryland pursuant to the requirements in Annotated Code  
11 of Maryland, Health Occupations Article, Title 8,  
12 Subtitle 6B, Section 8-6B-08: License Qualifications,  
13 specifically, 8-6B-08E(1)(2), and the Code of Maryland  
14 Regulation, Title 10, Subtitle 53, Chapter 03:  
15 Electrology Examination, specifically COMAR 10.53.03.01B  
16 (1 to 4), and COMAR 10.53.03.01D.

17 CHAIR HILL: Any questions?

18 (No questions posed)

19 CHAIR HILL: I will entertain a motion.

20 MS. ROBIN HILL: So moved. Dr. Robin Hill.

21 CHAIR HILL: Is there a second?

1 MS. LECHLITER: Second. Lechliter.

2 CHAIR HILL: All in favor?

3 ALL: Aye.

4 CHAIR HILL: Any oppositions?

5 (No oppositions)

6 CHAIR HILL: Any abstentions?

7 (No abstentions)

8 CHAIR HILL: So, the motion to approve the  
9 updated electrology clinical examination for applicants  
10 for initial licensure to practice electrology has been  
11 approved. Next item.

12 MS. MENTZER: Yes, moving on to 8C. This is a  
13 request for approval of the updated electrology clinical  
14 examination results, score sheet, and answer key.

15 The Electrology Practice Committee requests to  
16 the Board to approve the updated document, electrology  
17 clinical examination results, score sheet, and answer key  
18 to be provided to the licensed electrologist who will be  
19 administering the required clinical examination to  
20 applicants who have submitted an application for initial  
21 licensure to practice electrology in Maryland pursuant to

1 requirements in Annotated Code of Maryland, Health  
2 Occupations Article, Title 8, Subtitle 6B, Section 8-6B-  
3 08: License Qualifications; and the Code of Regulations,  
4 Title 10, Subtitle 53; Chapter 03: Electrology  
5 Examination.

6 CHAIR HILL: Are there any questions?

7 (No questions posed)

8 CHAIR HILL: I will entertain a motion.

9 MS. LECHLITER: So moved. Lechlitter.

10 CHAIR HILL: Is there a second?

11 MS. ROBIN HILL: Dr. Robin Hill.

12 CHAIR HILL: All in favor?

13 ALL: Aye.

14 CHAIR HILL: Opposed?

15 (No oppositions)

16 CHAIR HILL: Any abstained?

17 (No abstentions)

18 CHAIR HILL: So, it's been moved to accept the  
19 approval of the updated electrology clinical examination  
20 results, score sheet, and answer key. Next item.

21 MS. MENTZER: Thank you, moving on to 8D. This



1 is a request for approval of instructions to be included  
2 with the application for initial licensure to practice  
3 electrology.

4           The Electrology Practice Committee requests to  
5 the Board to approve the updated document, instructions  
6 to be included with the application for initial license  
7 to practice electrology for applicants submitting an  
8 application for initial licensure, to practice  
9 electrology in Maryland, to clarify instructions to the  
10 applicant of the requirements for the electrology  
11 examinations pursuant to requirements in Annotated Code  
12 of Maryland, Health Occupations, Title 8, Subtitle 6B,  
13 Section 8-6B-08: License Qualifications; and the Code of  
14 Maryland Regulations, Title 10, Subtitle 53, Chapter 03:  
15 Electrology Examinations.

16           This is just to give the applicant knowledge  
17 that they do have to complete and successfully pass the  
18 theory and the clinical exam before they are able to be  
19 licensed. The application doesn't really specify that,  
20 and sometimes we get questions after they submit an  
21 application, and they've completed their education

1 requirements with their approved school of electrology  
2 for the education that they are clearly aware that they  
3 still have to be examined to be able to be licensed and  
4 to be successfully on those examinations with a certain  
5 passing score.

6 CHAIR HILL: So, basically, these are extra  
7 instructions for them to have?

8 MS. MENTZER: Extra instructions to clarify,  
9 correct.

10 CHAIR HILL: All right. Any questions?

11 (No questions posed)

12 CHAIR HILL: Is there a motion for approval?

13 MS. CASSIDY: Cassidy.

14 MS. STEINBERG: Steinberg.

15 CHAIR HILL: All in favor?

16 ALL: Aye.

17 CHAIR HILL: Opposed?

18 (No oppositions)

19 CHAIR HILL: Abstentions?

20 (No abstentions)

21 CHAIR HILL: So, it's been moved and seconded

1     that the approval for instructions for electrology  
2     examination to be included with the application for  
3     initial licensure to practice electrology.

4             MS. MENTZER: Thank you, moving on to 8E. The  
5     Maryland Board of Nursing Direct-Entry Midwifery Advisory  
6     Committee, pursuant to Annotated Code of Maryland, Health  
7     Occupations Article, Title 8, Subtitle 6C, Section 8-6C-  
8     11 provides for the committee, consisting of seven  
9     members, appointed by the Board. We had a resignation  
10    from Dr. Monica Boucher, MD, the MHA representative,  
11    several months ago, and the committee therefore requests  
12    to the Board consideration of the Board to provide for an  
13    appointment for the above position to the committee. We  
14    have a name on our agenda here, it's Dr. Ann B. Burke.  
15    She's a medical doctor, and her license number is  
16    Maryland Physician License Number D36793.

17            You should have all the documents that Dr.  
18    Burke submitted to meet all the qualifications for an  
19    appointment as the MHA representative to the  
20    Direct-Entry Midwifery Advisory Committee. Any  
21    questions?

1 (No questions posed)

2 CHAIR HILL: Is there a motion for approval?

3 MS. LYONS: So moved. Lyons.

4 MS. LECHLITER: Second. Lechlitter.

5 CHAIR HILL: All in favor?

6 ALL: Aye.

7 CHAIR HILL: Oppositions?

8 (No oppositions)

9 CHAIR HILL: Abstentions?

10 (No abstentions)

11 CHAIR HILL: So, the motion passed to add Dr.

12 Ann Burke to the Direct-Entry Midwifery Advisory

13 Committee as a representative from Maryland Hospital

14 Association.

15 MS. MENTZER: Thank you.

16 MS. EVANS: I would just like to update you on

17 one other item, and that's the dialysis tech

18 stakeholders' meeting. They have done really well. We

19 are going to have our third meeting, which I think will

20 finalize the regulations for dialysis tech.

21 Iman, when is that meeting?

1 MS. FARID: The dialysis stakeholder meeting  
2 will be held on Wednesday, March 15th.

3 MS. EVANS: So, we should be able to finalize,  
4 and then we should be able to -- we would like to submit  
5 those regulations for emergency regulations so that we  
6 can move this forward.

7 So, I just wanted to give you that update.  
8 Thank you, Iman.

9 CHAIR HILL: Thank you. In a moment I am going  
10 to ask if there is a motion to close the Open Session,  
11 but first I'm going to walk us through the written  
12 statement that is required by the Open Meetings Act to  
13 ensure that all Board members agree with its contents.

14 MS. EVANS: I'm sorry, I forgot to add one  
15 thing. You need to ask if there's anyone with any  
16 questions, either in the room or online.

17 CHAIR HILL: Okay. Let me backup on this. So,  
18 are there any questions from anyone on the call or in the  
19 audience?

20 UNIDENTIFIED CALLER: Hi. I am a non-board  
21 member. I am a nurse practitioner. I was told that we

1 would be discussing advanced pediatric nurse  
2 practitioners. I didn't know if that could be a topic  
3 that we could discuss today, or save it for another  
4 docket.

5 MS. EVANS: On another docket.

6 CHAIR HILL: On another docket.

7 UNIDENTIFIED CALLER: Okay, thank you. Do you  
8 know when that would be just so we would be able to  
9 schedule accordingly to have an acute care  
10 representation?

11 MS. EVANS: Next month.

12 CHAIR HILL: Next month.

13 UNIDENTIFIED CALLER: Next month, okay. I  
14 appreciate it. Thank you so much.

15 CHAIR HILL: Thank you for your question. Is  
16 there anyone else?

17 (No questions posed)

18 CHAIR HILL: Thank you all. I will start over  
19 with the script.

20 In a moment I am going to ask if there's a  
21 motion to close the Open Session, but first I'm going to

1 walk us through the written statement that is required by  
2 the Open Meetings Act to ensure that all Board members  
3 agree with its content.

4           As documented in the written statement, the  
5 statutory authority to close this Open Session and meet  
6 in Closed Session is General Provisions Article  
7 3-305(b)13, which gives the Board the authority to close  
8 the Open Session, to comply with the specific  
9 constitutional statutory or judicially imposed  
10 requirement that prevents public disclosures about a  
11 particular matter or proceeding. The topic to be  
12 discussed during Closed Session is applications for  
13 licensure and/or certification. The reason for  
14 discussing this topic in Closed Session is to discuss  
15 confidential matters that are prohibited from public  
16 disclosures by the Annotated Code of Maryland, Health  
17 Occupations Article, Sections 8-303(f), Health  
18 Occupations Article, 8-320(a), and Health Occupations  
19 Article 1-401, and General Provisions Article Section  
20 4-333. In addition, the Board may also perform Quasi  
21 Judicial and administrative functions involving

1 disciplinary matters during the Closed Session.

2 Is there a motion to close this Open Session  
3 pursuant to the statutory authority and reasons cited in  
4 the written statement, or any discussion thereof?

5 MS. CASSIDY: So moved. Cassidy.

6 MS. LECHLITER: Second. Lechliter.

7 CHAIR HILL: All in favor?

8 ALL: Aye.

9 CHAIR HILL: In opposition?

10 (No oppositions)

11 CHAIR HILL: Meeting adjourned.

12 (Whereupon, at 10:16 a.m. the Open Session was  
13 adjourned.)

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## 1 CERTIFICATE OF NOTARY

2 I, Jeffrey Elam, a Notary Public of the State  
3 of Maryland, do hereby certify that the proceedings were  
4 recorded via audio by me and that this transcript is a  
5 true record of the proceedings. I am not responsible for  
6 inaudible portions of the proceedings.

7 I further certify I am not of counsel to any of  
8 the parties, nor an employee of counsel, nor related to  
9 any of the parties, nor in any way interested in the  
10 outcome of this action as witness my hand and notarial  
11 seal this 22nd day of February, 2023.

12

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15

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Jeffrey Elam

16

Notary Public

17

in and for the State of Maryland

18

19

20 My commission expires: August 22, 2026

21



### **Script for Closing Open Session**

In a moment, I am going to ask if there is a motion to close the open session, but first I am going to walk us through the written statement that is required by the Open Meetings Act to ensure that all Board members agree with its contents.

As documented in the written statement, the statutory authority to close this open session and meet in closed session is General Provisions § 3-305(b)(13), which gives the Board the authority to close an open session "to comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular matter or proceeding." The topic to be discussed during closed session is applications for licensure and/or certification. The reason for discussing this topic in closed session is to discuss confidential matters that are prohibited from public disclosure by the Annotated Code of Maryland, Health Occupations Article § 8-303(f), Health Occupations Article § 8-320(a), Health Occupations Article § 1-401 *et seq.*, and General Provisions Article § 4-333. In addition, the Board may also perform quasi-judicial and administrative functions involving disciplinary matters during the closed session.

Is there a motion to close this open session pursuant to the statutory authority and reasons cited in the written statement or any discussion thereof?



## MARYLAND STATE BOARD OF NURSING

### Presiding Officer's Written Statement for Closing a Meeting under the Open Meetings Act (Md. Code Ann., Gen. Prov. § 3-305)

1. **Recorded vote to close the meeting:** Date: 2/22/23 Time: 9:58 am  
Location: Maryland Board of Nursing, 4140 Patterson Avenue, Baltimore, MD  
Motion to close meeting made by: Cassidy Seconded by Steinberg  
Members in favor: Lechliter, Cassidy, Hayward, J. Hill, Lyons, Steinberg, R. Hill,  
Opposed: None Abstaining: None Chaverman  
Absent: Hicks, Vickers, Gibbons-Baker, Turner Weskerfield
2. **Statutory authority to close session.** This meeting will be closed under Md. Code Ann., Gen. Prov. § 3-305(b) only:

(1)\_\_\_ "To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals"; (2)\_\_\_ "To protect the privacy or reputation of individuals concerning a matter not related to public business"; (3)\_\_\_ "To consider the acquisition of real property for a public purpose and matters directly related thereto"; (4)\_\_\_ "To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State"; (5)\_\_\_ "To consider the investment of public funds"; (6)\_\_\_ "To consider the marketing of public securities"; (7)\_\_\_ "To consult with counsel to obtain legal advice"; (8)\_\_\_ "To consult with staff, consultants, or other individuals about pending or potential litigation"; (9)\_\_\_ "To conduct collective bargaining negotiations or consider matters that relate to the negotiations"; (10)\_\_\_ "To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans"; (11)\_\_\_ "To prepare, administer, or grade a scholastic, licensing, or qualifying examination"; (12)\_\_\_ "To conduct or discuss an investigative proceeding on actual or possible criminal conduct"; (13) X "To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter"; (14)\_\_\_ "Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process." (15)\_\_\_ "To discuss cybersecurity, if the public body determines that public discussion would constitute a risk to: (i) security assessments or deployments relating to information resources technology; (ii) network security information . . . or (iii) deployments or implementation of security personnel, critical infrastructure, or security devices."

Date: 2/22/23

3. For each provision checked above, disclosure of the topic to be discussed and the Maryland State Board of Nursing's reason for discussing that topic in closed session.

Citation	Topic	Reason for closed-session discussion of topic
§ 3-305(b) (13)	Applications for licensure and/or certification	To discuss confidential matters prohibited from public disclosure by Md. Code Ann., Health Occ. sections 8-303(f), 8-320(a), 1-401 <i>et seq.</i> and General Provisions section 4-333.
§ 3-305(b) ( )		
§ 3-305(b) ( )		

4. This statement is made or adopted by J. J. Hill, Presiding Officer, Maryland State Board of Nursing.